

Docket No.  
19357-095242

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**LOW MOUNTED POWERED LIFTGATE OPERATING MECHANISM AND CONTROL SYSTEM**

the specification of which  
(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International  
Application Number \_\_\_\_\_

and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

<u>60/413,894</u>	<u>September 27, 2002</u>
(Application Serial No.)	(Filing Date)

<u>60/416,106</u>	<u>October 4, 2002</u>
(Application Serial No.)	(Filing Date)

<u>60/452,769</u>	<u>March 7, 2003</u>
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Robin W. Asher	41,590
David J. Simonelli	36,680
Jay S. Paranjpe	45,486
Kevin S. MacKenzie	45,639

Send Correspondence to: **Mr. Robin W. Asher**  
**Clark Hill, PLC**  
**500 Woodward Avenue, Suite 3500**  
**Detroit, Michigan 48226-3435**

Direct Telephone Calls to: *(name and telephone number)*  
**Robin W. Asher Phone No.: (313) 965-8300**

Full name of sole or first inventor <b>Terry P. Cleland</b>	
Sole or first inventor's signature	Date
Residence <b>38 Sandringham Crt., Brampton, Ontario, L6T 2Z3, Canada</b>	
Citizenship <b>Canadian</b>	
Post Office Address	

Full name of second inventor, if any <b>Gerald J. Hamers</b>	
Second inventor's signature	Date
Residence <b>8255 Kipling Avenue, Woodbridge, Ontario, L4L 2A5, Canada</b>	
Citizenship <b>Canadian</b>	
Post Office Address	

Full name of third inventor, if any <b>Gary Spicer</b>	
Third inventor's signature	Date
Residence <b>2120 Rathburn Road East, Unit #77, Mississauga, Ontario, L4W 2S8, Canada</b>	
Citizenship <b>Canadian</b>	
Post Office Address	

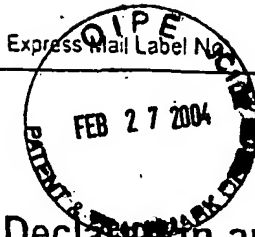
Full name of fourth inventor, if any <b>John W. Miller</b>	
Fourth inventor's signature <i>J. Miller</i>	Date <i>SEP 29/03</i>
Residence <b>2117 Gordon Street, Innisfil, Ontario, L9S 1C5, Canada</b>	
Citizenship <b>Canadian</b>	
Post Office Address	

Full name of fifth inventor, if any <b>Zbyslaw Staniewicz</b>	
Fifth inventor's signature	Date
Residence <b>137 Euclid Avenue, Scarborough, Ontario, M1C 1K2, Canada</b>	
Citizenship <b>Polish</b>	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Express Mail Label No.

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Prior Foreign Application(s)

			Priority	Not Claimed
(Number) _____	(Country) _____	(Day/Month/Year Filed) _____	<input type="checkbox"/>	
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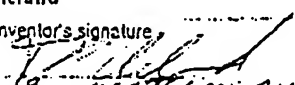
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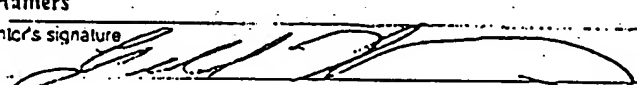
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David J. Simonelli	36,680
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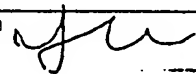
Direct Telephone Calls to: (name and telephone number)  
Robin W. Asher Phone No.: (313) 965-8300

Full name of sole or first inventor	
Terry P. Cleland	
Sole or first inventor's signature	Date
	Sept 29/03
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38 Sandringham Crt., Brampton, Ontario, L6Y 2Y3, Canada	
Citizenship	
Canadian	
Post Office Address	

Full name of second inventor, if any	
Gerald J. Hamers	
Second inventor's signature	Date
	Sept 29/03
Residence	
8255 Kipling Avenue, Woodbridge, Ontario, L4L 2A5, Canada	
Citizenship	
Canadian	
Post Office Address	

Full name of third inventor, if any <b>Gary Spicer</b>	
Third inventor's signature 	Date
Residence <b>2120 Rathburn Road East, Unit #77, Mississauga, Ontario, L4W 2S8, Canada</b>	
Citizenship <b>Canadian</b>	
Post Office Address	

Full name of fourth inventor, if any <b>John W. Miller</b>	
Fourth inventor's signature	Date
Residence <b>2117 Gordon Street, Innisfil, Ontario, L9S 1C5, Canada</b>	
Citizenship <b>Canadian</b>	
Post Office Address	

Full name of fifth inventor, if any <b>Zbyslaw Staniewicz</b>	
Fifth inventor's signature 	Date <b>Sep 28, 2003</b>
Residence <b>137 Euclid Avenue, Scarborough, Ontario, M1C 1K2, Canada</b>	
Citizenship <b>Polish / Canadian (DUAL)</b>	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	